




101873182

original documents or copy thereof.

To the Honorable Commissioner of Pa

1. Name of conveying party(ies):
 HADDAD RESTAURANT GROUP, INC.

10/09/01



Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State
 Other _____

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: September 30, 2001

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)
 None.

B. Trademark Registration No.(s)
 a) 1563588
 b) 0991600

Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: TROUTMAN SANDERS, LLP
 Internal Address: Margaret Ann Brown
Suite 600
Tysons Corner
 Street Address: 1660 International Drive
 City: McLean State VA Zip: 22102

2. Name and address of receiving party(ies)

Name: TESTAMENTARY TRUSTS CREATED UNDER THE WILL OF WATSON B. RULON, DECEASED c/o Bank of America, N.A., Trustee

Internal Address: Attn: C. James Pailthorp, Vice President Private Client Group, Real Estate Services
 Street _____
 Address: 730 15th Street, Fourth Floor
 City: Washington, D.C. State DC Zip 20005

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation-State _____
 Other Testamentary Trust

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
 (Designations must be a separate document from assignment)
 Additional name(s) & address(es) attached? Yes No

6. Total number of applications and registrations involved:..... Two (2) registrations

7. Total fee (37 CFR 3.41)..... \$ \$70.00
 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

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10/12/2001 LMUELLER 00000051 1563588

01 FC:481 40.00 OF
 02 FC:482 25.00 OF

Refund Ref:
 10/12/2001 LMUELLER 0000110884

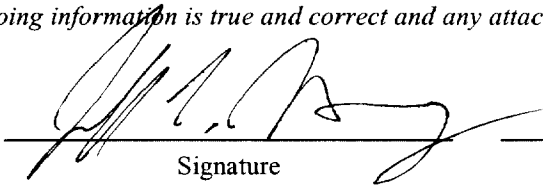
CHECK Refund Totals: \$5.00

#118530v1

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jeffrey L. Harvey, Esq.



October 4, 2001

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document:

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments,
Washington, D.C. 20231

ASSIGNMENT

THIS ASSIGNMENT is made and entered into as of the 30 day of September 2001, by and between HADDAD RESTAURANT GROUP, INC., a Kansas corporation ("Assignor") and the TESTAMENTARY TRUSTS CREATED UNDER THE WILL OF WATSON B. RULON, DECEASED ("Assignee").

WITNESSETH

WHEREAS, Assignor is the owner of the trademarks (the "Marks") as set forth on Schedule A hereto and incorporated herein by this reference;

WHEREAS, Assignor is the owner of all right, title and interest in and to the Registrations (the "Registrations") set forth on Schedule A;

WHEREAS, Assignee and Assignor desire to enter into this Assignment to effect the transfer of the Marks and Registrations, and whereby the Marks and Registrations are being assigned from the Assignor to the Assignee simultaneously herewith;

NOW, THEREFORE, for and in consideration of the premises and the mutual promises hereinafter set forth and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor and Assignee hereby agree as follows:

1. Transfer and Assignment. In conjunction with the assignment of the portion of the business to which the Marks pertain, Assignor hereby transfers and assigns to Assignee all right, title and interest in and to the Marks and Registrations, together with the goodwill of the business symbolized by the Marks and Registrations along with the right to recover for damages and profits and other remedies for past infringements of the Marks and Registrations.

2. Further Documentation and Actions. Assignor hereby agrees to execute and deliver to Assignee any further documents and instruments, and to do any and all further acts, deemed necessary by Assignee to vest in Assignee all right, title and interest in and to the Marks and Registrations and to enable such right, title and interest to be recorded in the United States Patent & Trademark Office and any other appropriate governmental authority or agency of the United States.

"ASSIGNOR"

By:



HADDAD RESTAURANT GROUP, INC.

Name: Mary L. Geisler

Title: Sr VP & CFO

Schedule A

Registrations

<u>Mark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
HOGATE'S	1563588	10/31/89
HOGATE'S	0991600	08/20/74

#117998v2



Nº 1563588

THE UNITED STATES OF AMERICA

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

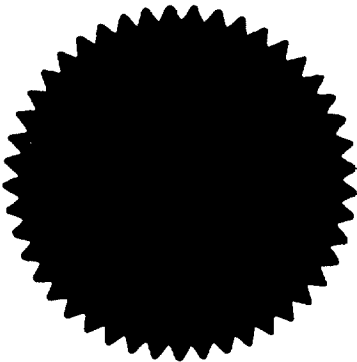
And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for Twenty Years unless sooner terminated as provided by law.



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this thirty-first day of October, 1989.

Commissioner of Patents and Trademarks
TRADEMARK

REEL: 002383 FRAME: 0304

Int. Cl.: 30

Prior U.S. Cl.: 46

United States Patent and Trademark Office **Reg. No. 1,563,588**
Registered Oct. 31, 1989

**TRADEMARK
PRINCIPAL REGISTER**

HOGATE'S

GRACE RESTAURANT COMPANY (CALIFOR-
NIA CORPORATION)
2701 ALTON AVENUE
IRVINE, CA 92714

FIRST USE 11-0-1985; IN COMMERCE
11-0-1985.

OWNER OF U.S. REG. NO. 991,600.

SER. NO. 738,415, FILED 7-6-1988.

FOR: PASTRIES, IN CLASS 30 (U.S. CL. 46).

FRANCIS DUFFIN, EXAMINING ATTORNEY



Nº 991600

THE UNITED STATES OF AMERICA

This is to certify that from the records of the Patent Office it appears that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents,

Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, and the said Mark has been duly registered this day in the Patent Office on the

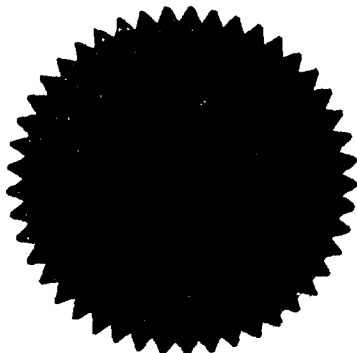
PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for Twenty Years unless sooner terminated as provided by law.

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent Office to be affixed this twentieth day of August, 1974.

C. Marshall Dunn
COMMISSIONER OF PATENTS



Int. Cl.: 42

Prior U.S. Cl.: 100

United States Patent Office

Reg. No. 991,600
Registered Aug. 20, 1974

SERVICE MARK
Principal Register

HOGATE'S

Marriott Corporation (Delaware corporation)
5162 River Road
Washington, D.C. 20016, assignee of
Rulon-Henderson, Inc. (District of Columbia corporation)
Washington, D.C.

For: RESTAURANT SERVICES, in CLASS 100 (INT. CL. 42).

First use on or about Nov. 27, 1938; in commerce on or about Nov. 27, 1938.

Concurrent use for the entire continental United States with the exception of the immediate marketing area of Ocean City, New Jersey.

Ser. No. 385,673, filed Mar. 8, 1971.

R. G. COLE, Examiner